

12-22-05

Handwritten initials/signature

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Mail Stop RCE Commissioner For Patents P.O. Box 1450 Alexandria, Virginia 22313-1450	Application Number:	10/646,323
	Filing Date:	8/23/03
	First Named Inventor:	Mark Smolenski
	Group Art Unit:	3677
	Examiner Name:	R. Rodriguez
	Attorney Docket No.	00601P00100US



This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously-filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
 - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on.
 - ii. ☐ Other: _____
 - b. ☒ Enclosed: 12/27/2005 DTESSEH1 00000016 10646323
 - i. ☐ Amendment/Reply 01 FC:2801 395.00 OP
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement
 - iv. ☒ Other: Petition Under 37CFR 1.136
2. **Miscellaneous.** Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of:
 - a. ☐ _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)
 - b. ☐ Other _____
3. **Fees.** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The filing fee has been calculated as shown below:

Small Entity						Large Entity	
For	Claims After Amendment	Previously Paid For	Extra Claims	Rate	Fee	Rate	Fee
Basic Fee					\$395.00	OR	\$790.00
Total Claims	27	27	0	x \$25.00	\$	OR	x \$50.00
Indep. Claims	5	5	0	x \$100.00	\$	OR	x \$200.00
Multiple Dependent Claims				x \$180.00	\$	OR	x \$360.00
TOTAL					\$395.00	OR	TOTAL \$



☒ A check in the amount of \$325.00 to cover the filing fee is enclosed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayment, to Deposit Account No. 23-0785.

i. ☐ RCE filing fee

☐ Extension of time fee

☒ Other Any deficiency in fees

4. **Correspondence Address:**

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
Citicorp Center, Suite 3800
500 West Madison Street
Chicago, Illinois 60661-2511
Telephone: (312) 876-1800
Facsimile: (312) 876-2020

Customer Number: 32116

Date: Dec 8, 2005

Attorney's Signature


John S. Mortimer, Reg. No. 30,407

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this Request For Continued Examination Transmittal and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Express Mail Label No.: EV576547965

Date of Deposit: 12-21-05

Typed/Printed Name of Person Signing: Terri Craine

Signature:

